

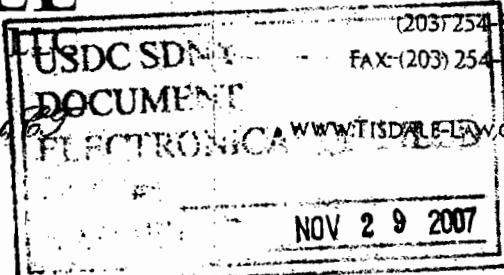
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November 28, 2007

## MEMO ENDORSED

Via Facsimile 212-805-0426  
Hon. Laura T. Swain  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 755  
New York, New York 10007-1581

IT IS ORDERED that counsel to whom this Memo  
is sent is responsible for faxing or  
delivering promptly a copy to all counsel  
represented parties and filing a certificate of  
service within 5 days from the date hereof. Do  
such certification to Chambers.

Re: Belarussian Shipping Co. v. Repinter Int'l Shipping Co. Ltd. et. al.  
07 Civ. 3151 (LTS)  
Our Ref: 1671

Honorable Madam:

We write to provide the Court with the status of the above-captioned case and to request an adjournment of the pretrial conference scheduled for Monday, December 3, 2007 at 10:30 a.m.

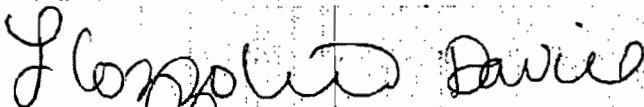
We are attorneys for the Plaintiff in this admiralty action brought pursuant to Supplemental Admiralty Rule B of the Federal Rules of Civil Procedure. On April 19, 2007 an ex parte Order authorizing process of maritime attachment was issued permitting restraint of Defendant's property in the hands of garnishee banks located within the Southern District of New York. The Defendant has appeared and consents to the adjournment of this conference. No assets of the Defendant have been attached pursuant to the ex parte order in this matter. Further, the parties have entered into settlement negotiations and, as such, the Plaintiff agreed to cease & desist service of the ex parte order. As such, the attachment is not currently being served. Should the on-going settlement negotiations fall through, Plaintiff will re-commence service of the ex parte order and writ of attachment.

Given all of the foregoing, we respectfully request a sixty (60) day adjournment of the pre-trial conference during which time we will work with the Defendants to settle this matter and, failing same, continue serving the ex parte order and writ of attachment. We note that this is our third request for an adjournment in this matter. Our first request, granting an adjournment of the July 19, 2007 conference, was granted by your Honor. Similarly, our second request for an adjournment of the September 21, 2007 conference was granted.

*faxed*  
Copies mailed to PIA Atty  
Chambers of Judge Swain 11-29-07

We thank your Honor for your indulgence in this request.

Respectfully submitted,

  
Lauren C. Davies

cc: Via Facsimile (732) 951-2005

Mary Ann Marlowe, Esq.  
Keane and Marlowe, LLP  
197 Route 18 So. Suite 3000  
East Brunswick, NJ 08816

The conference is adjourned to  
February 8, 2008, at 10:15AM.

SO ORDERED.

 11/29/2007  
LAURA TAYLOR SWAIN

UNITED STATES DISTRICT JUDGE